

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

RUSSELL H. DAWSON, et al

Plaintiffs,

vs.

SOUTH CORRECTIONAL ENTITY  
("SCORE"), et al;

Defendants.

NO. 2:19-cv-01987-RSM

PLAINTIFFS' PETITION FOR  
APPROVAL OF TRUSTS FOR  
MINOR PLAINTIFFS

NOTE ON MOTION CALENDAR:  
OCTOBER 15, 2021

This petition is a follow-up submission to the Plaintiffs' unopposed petition for approval of the partial compromise of claims against SCORE defendants. Plaintiffs' counsel has confirmed with opposing counsel that the petition is unopposed, so is noted as a same day motion pursuant to LCR 7(d)(1).

I. RELIEF REQUESTED

A. Plaintiffs request that this Court approve and sign the proposed irrevocable trusts for each minor plaintiff as set forth in the Supplemental SGAL Report of Jennifer L. White submitted concurrently herewith.

B. Plaintiffs request that the SGAL, Jennifer L. White, remain appointed and authorized to participate in any future settlement negotiations that may occur prior to trial.

1 II. STATEMENT OF FACTS

2 On September 20, 2021, this court entered an Order authorizing and directing the  
3 Settlement Guardian ad Litem, attorney Jennifer L. White, to prepare irrevocable trust  
4 agreements as the vehicle to maintain each minor plaintiff's allocation of the funds received  
5 under the approved partial compromise of claims against SCORE defendants. Attorney White  
6 has now completed preparation of the irrevocable trust documents and plaintiffs are hereby  
7 submitting them to the court for approval.  
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9 Trial in this matter is set for March of 2022. There is the possibility that ongoing  
10 settlement negotiations with the defendants will occur between now and trial. For continuity and  
11 efficiency, plaintiffs would prefer the current SGAL to remain appointed and authorized to  
12 participate in any future settlement negotiations that take place.

13 III. ISSUES PRESENTED

- 14 1. Whether this Court should approve and sign the proposed irrevocable trust  
15 agreements for each minor plaintiff?  
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17 2. Whether this Court should keep the SGAL appointed and authorize her to participate  
18 in pre-trial settlement negotiations?

19 IV. EVIDENCE RELIED UPON

20 Supplemental Report of Jennifer L. White, Dkt. 207 and the attachments thereto and the  
21 court file.

22 V. AUTHORITY

23 This court's Order dated September 20, 2021, based upon LCR 17 and SPR 98.16W.  
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VI. PROPOSED ORDER AND TRUSTS

A proposed order granting relief requested accompanies this petition. Proposed trusts are provided as exhibits to the Supplemental GAL Report, Dkt.207, and were provided to the clerk in Word format.

Respectfully submitted this 15<sup>th</sup> day of October, 2021.

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CERTIFICATE OF SERVICE

The undersigned certifies under penalty of perjury under the laws of the State of Washington that on this date I caused to be served in the manner indicated a copy of the foregoing document upon the following persons:

<p>Stewart Andrew Estes KEATING BUCKLIN McCORMACK INC. PS <a href="mailto:sestes@kbmlawyers.com">sestes@kbmlawyers.com</a> <a href="mailto:walker@kbmlawyers.com">walker@kbmlawyers.com</a> <a href="mailto:tcaceres@kbmlawyers.com">tcaceres@kbmlawyers.com</a></p> <p>John E. Justice LAW LYMAN DANIEL KAMERRER &amp; BOGDANOVICH <a href="mailto:jjustice@lldkb.com">jjustice@lldkb.com</a> <a href="mailto:lisa@lldkb.com">lisa@lldkb.com</a> <a href="mailto:tam@lldkb.com">tam@lldkb.com</a></p> <p><i>Attorneys for Defendant South Correctional Entity</i></p>	<p><input type="checkbox"/> Via First Class Mail, postage prepaid <input type="checkbox"/> Via Facsimile <input type="checkbox"/> Via Messenger <input checked="" type="checkbox"/> Via E-Mail/E-Service</p>
<p>Heidi Mandt WILLIAMS KASTNER <a href="mailto:hmandt@williamskastner.com">hmandt@williamskastner.com</a> <a href="mailto:lpavey@williamskastner.com">lpavey@williamskastner.com</a></p> <p><i>Attorneys for Defendants NaphCare, Inc., Rebecca Villacorta, Henry Tambe, Nancy Whitney, Billie Stockton, Brittany Martin, Jessica Lothrop, Brooke Wallace, Sally Mukwana, Joan Kosanke, Rita Whitman and Virginia Richardson</i></p>	<p><input type="checkbox"/> Via First Class Mail, postage prepaid <input type="checkbox"/> Via Facsimile <input type="checkbox"/> Via Messenger <input checked="" type="checkbox"/> Via E-Mail/E-Service</p>
<p>Daniel L. Kinerk Raam Wong KING COUNTY PROSECUTOR'S OFFICE <a href="mailto:dan.kinerk@kingcounty.gov">dan.kinerk@kingcounty.gov</a> <a href="mailto:raam.wong@kingcounty.gov">raam.wong@kingcounty.gov</a> <a href="mailto:jennifer.klein@kingcounty.gov">jennifer.klein@kingcounty.gov</a> <a href="mailto:alindsey@kingcounty.gov">alindsey@kingcounty.gov</a> <a href="mailto:rmunozcintron@kingcounty.gov">rmunozcintron@kingcounty.gov</a></p>	<p><input type="checkbox"/> Via First Class Mail, postage prepaid <input type="checkbox"/> Via Facsimile <input type="checkbox"/> Via Messenger <input checked="" type="checkbox"/> Via E-Mail/E-Service</p>

1 *Attorneys for Defendants King County, Leland*  
2 *Adams, Raul Adams and Alan Tag*

3 Signed in Seattle, Washington on the 15<sup>th</sup> day of October, 2021.

4 *Pia Kim*

5 Pia Kim, Paralegal  
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